

NO. 26300

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

KULAMANU PROPERTIES, a Hawaii limited partnership,
Petitioner

vs.

THE HONORABLE GARY W.B. CHANG, JUDGE OF THE LAND COURT;
KRS DEVELOPMENT, INC.; KRS ASSOCIATES I, LLC; KRS ASSOCIATES
II, LLC; RICHARD EMERY, TRUSTEE; and WILLIAM S. ELLIS, JR.,
Respondents

ORIGINAL PROCEEDING

ORDER DENYING PETITION FOR WRIT OF PROHIBITION

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

Upon consideration of petitioner Kulamanu Properties' petition for a writ of prohibition and the papers in support, it appears that a writ of prohibition will not issue unless the petitioner demonstrates a clear and indisputable right to relief and a lack of other means to adequately redress the alleged wrong or obtain the requested action. State v. Hamili, 87 Hawai'i 102, 104, 952 P.2d 390, 392 (1998). Petitioner fails to demonstrate that it is entitled to a writ of prohibition. Therefore,

IT IS HEREBY ORDERED that the petition for a writ of prohibition is denied.

DATED: Honolulu, Hawai'i, January 29, 2004.

David C. Farmer
for petitioner
on the writ